

## BECKER'S APPEAL BEING PREPARED

It Will Claim That Vallon Fired Shot That Killed Rosenthal.

New York, October 28.—It was learned to-night from sources close to the defense that the appeal which counsel for Charles Becker will make for a new trial for the former police lieutenant will set forth under what will be described as "new evidence," that Harry Vallon, the informer, fired the shot that ended Herman Rosenthal's life: that "Bald Jack" Rose's story was a "frame-up" against Becker; that Sam Scheppe, State's witness who corroborated Rose's tale, prepared himself when he swore he knew nothing of the murder plot, and that Harry Vallon also committed perjury when he said he did not ride from the Hotel Metropole in the "murder car" after the slaying of Rosenthal.

A gambler whose name John F. McIntyre, Becker's chief counsel, is not ready to reveal, will swear, according to the appeal, that the lawyer is preparing that it was Vallon who killed Rosenthal, while another unknown witness is ready to testify that he heard Rose and Vallon plan the murder while at the home of Dora Gilbert, who was Rosenthal's first wife.

Another prospective witness, described as "a man of unimpeachable integrity," is also ready to swear, according to Mr. McIntyre, that Rose told him three days before his confession to District Attorney Whitman, that Vallon was Rosenthal's murderer.

While the defense is preparing its appeal, the State is getting ready to place on trial the other principals in the Rosenthal case. "Red" Davidson, slayer of "Big Jack" Zelig, will be called to the bar Wednesday morning. This trial, District Attorney Whitman expects, will take up the rest of this week, and on Monday the prosecutor plans to bring "Whitney" Lewis to trial. His case is expected to take up four days. "Lefty Louie," "Gib the Blood" and "Jago Frank" will then be tried in turn.

Official word was given out at the district attorney's office that William Shapiro, driver of the "murder car," will be given immunity under an agreement by which he has promised to turn State's evidence and testify against the four gangsters. Mrs. Lillian Rosenthal, wife of "Lefty Louie," was released to-day from the House of Detention on \$2,500 bail. She had been held as a material witness in the Shapiro case.

### GENERAL ROLLER STRICKEN

Now in St. Louis Hospital. Harrisonburg, Va., October 28.—A telegram from St. Louis states that General John E. Roller, of Harrisonburg, was suddenly stricken and rushed to a hospital, where an operation was performed. Mrs. Roller was taken to the bedside of her husband. General Roller was in his return

"Berry's for Clothes"



For Halloween eve we submit three candidates for your endorsement.

1st—a conservative, full dress suit out in a style free from extremes—that will be correct for years, \$40.

2nd—a tuxedo cut on progressive lines, new ideas, \$38.80.

3rd—an overcoat that is a credit to intelligent workmanship. Every point carried to the high point of the tailor's art.

Fine fabrics and refined patterns; silk lined and velvet collar, \$28 to \$80.

Just the things YOU want are here.

*O. H. Derry*

from Texas, where he had gone a week or two ago on business connected with his extensive holdings in oil lands.

### Engagement Announced.

[Special to The Times-Dispatch.] Fredericksburg, Va., October 28.—Mrs. Amelia Linthicum, of this city, announces the engagement of her daughter, Miss Anna Amelia Linthicum, to Charles Dabney Smith, formerly of Lynchburg, now of Richmond. The wedding will be solemnized during the coming month of December.

### COLONEL MOSBY BETTER

Condition Improves Slightly, but Friends Fear Outcome. Washington, October 28.—The condition of Colonel John S. Mosby, who is in a hospital here suffering from kidney trouble, was slightly improved to-night. Colonel Mosby is said to be in no immediate danger from the disease, but his friends are alarmed on account of his advanced age.

## COUNTRY EXPECTS DEMOCRATS TO WIN

(Continued From First Page.)

"I have denied myself the pleasure of discussing Mr. Roosevelt this week," answered the Governor. "I am on the platform in this closing week in this campaign to discuss the issues and not the persons."

Once during the Governor's speech somebody asked: "How about the referendum?" and the Governor promptly replied: "Pennsylvania should take care of that; it is not a national question, but let me tell the gentleman who mentioned it, that there have been times at Harrisburg when no Legislature was so sorely in need of having its acts referred to the people, as that at the Capitol of Pennsylvania."

An outburst of cheers greeted this remark.

The Governor declared that without a merchant marine other nations would benefit more by the opening of the Panama Canal than the United States.

The nominee again advocated the removal of favors, which, he said, were bestowed by the protective tariff.

Governor Wilson addressed a big crowd outside the Academy of Music and then motored to Convention Hall in North Philadelphia, where a big Democratic rally brought out a great number of cheering Democrats enthusiastically.

The nominee argued in his speech that the wages of the country were not dependent upon the tariff.

### The Net Want Free Trade.

"There is only one way for a panic to occur in the United States," said the Governor, "and that is by the small number of men who control industry deliberately creating one. We know the list of those men and we know who will be responsible for free trade."

The only thing the Democrats are out to bag is those special private interests, which he hidden in the protective system, and which the body of American working men are not permitted to share. America pays higher wages than free-trade England; England pays a much higher rate than Germany, which is protected. Now what has protection got to do with wages? The cost of labor is a determination of the skill and not of its economic disadvantages."

The Governor declared that corporations, "such as the United States Steel corporation," have been the chief enemies of organized labor in keeping wages down.

The nominee said obstacles to freedom of enterprise and removed by directing the criminal statutes of the Federal law against those who held private monopoly.

The Governor spent the night here. To-morrow he will go to Trenton for State business and speak at Newark, N. J., in the evening.

### Election Eve Panic Talk.

East St. Louis, Ill., October 28.—With a speech here to-night, W. J. Bryan completed a tour of Illinois in the interests of Governor Wilson and other Democratic candidates. He later departed for Oklahoma, where he is to make another series of addresses.

"On the eve of every presidential election, the Republicans violently accuse the Democrats of being the cause of panic," he said at McLeanboro, "but the last money panic, which caused many banks to stop payment, came under a Republican President, and a Republican Senate and House of Representatives."

"There is no difference between Republicans and Mr. Roosevelt's supporters on the vital issues of the campaign. They hold the same views on the tariff and the same views on trusts."

"I am willing to sign as true, without looking at it, any statement Republicans make concerning Roosevelt and any statement Roosevelt's friends make concerning Taft."

### Defeat Inevitable.

Chicago, October 28.—"Defeat now is virtually inevitable," declared Chairman McCormack, in his final weekly forecast. "Inside information," continues to-day's statement, "gives us final proof that the party, which polled more than 6,000,000 votes four years ago, will poll nearly a third more than that this year, and the number will be made up of many Republicans."

The Wilson manager warns his followers that they must not lay down arms until election is past.

### Underwood Addresses Rally.

Richmond, N. Y., October 28.—Representative Oscar Underwood, of Alabama, addressed a large Democratic

## THE WEATHER.

Forecast: Virginia—Fair, warmer Tuesday and Wednesday.  
North Carolina—Fair, warmer Tuesday and Wednesday.  
South Carolina—Fair, warmer Tuesday and Wednesday.

### Special Local Data for Yesterday.

12 noon temperature ..... 65  
3 P. M. temperature ..... 70  
Maximum temperature up to 8  
Minimum temperature down to 5  
P. M. ..... 52  
Mean temperature ..... 58  
Normal temperature ..... 52  
Deficiency in temperature ..... 6  
Excess in temperature since March 1 ..... 8  
Accum. deficiency in temperature since January 1 ..... 424  
Deficiency in rainfall since March 1 ..... 6.9  
Accum. deficiency in rainfall since January 1 ..... 5.02  
Local Observations at P. M. yesterday:  
Temperature ..... 56  
Humidity ..... 63  
Direction of wind ..... S  
Wind-velocity ..... 8  
Weather ..... Clear

### CONDITIONS IN IMPORTANT CITIES.

(At 5 P. M. Eastern Standard Time.)  
Place. H. T. T. Weather.

Asheville ..... 60 70 24 Clear  
Atlanta ..... 60 70 24 Clear  
Atlantic City ..... 60 70 24 Clear  
Boston ..... 60 70 24 Clear  
Buffalo ..... 60 70 24 Clear  
Calgary ..... 60 70 24 Clear  
Charleston ..... 60 70 24 Clear  
Chicago ..... 60 70 24 Clear  
Denver ..... 60 70 24 Clear  
Duluth ..... 60 70 24 Clear  
Galveston ..... 60 70 24 Clear  
Hartford ..... 60 70 24 Clear  
Havana ..... 60 70 24 Clear  
Jacksonville ..... 60 70 24 Clear  
Kansas City ..... 60 70 24 Clear  
Louisville ..... 60 70 24 Clear  
Montgomery ..... 60 70 24 Clear  
New Orleans ..... 60 70 24 Clear  
New York ..... 60 70 24 Clear  
Norfolk ..... 60 70 24 Clear  
Oklahoma ..... 60 70 24 Clear  
Pittsburgh ..... 60 70 24 Clear  
Raleigh ..... 60 70 24 Clear  
St. Louis ..... 60 70 24 Clear  
St. Paul ..... 60 70 24 Clear  
San Francisco ..... 60 70 24 Clear  
Savannah ..... 60 70 24 Clear  
Spokane ..... 60 70 24 Clear  
Tampa ..... 60 70 24 Clear  
Washington ..... 60 70 24 Clear  
Winnipeg ..... 60 70 24 Clear  
Wynneville ..... 60 70 24 Clear

## We'll be glad to play any of these Victor Records

Made by  
The World Famous Soprano,  
Mme. Marcella Sembrich

who will appear Monday evening,  
November 11th, at the

### CITY AUDITORIUM

Barbieri—Una voce poco fa (A Little Voice I Hear). Rossini.  
Don Giovanni—Batti, batti, o bel Masetto (Sold Me, Masetto). Mozart.  
Don Pasquale—Fronto to son (My Part I'll Play), with Scotti. Donizetti.  
Ernani—Ernani involami (Ernani, Fly with Me). Giuseppe Verdi.  
Faust—Air des bijoux (Jewel Song). In French. Gounod.  
Halka—Polish Song. In Polish. Moniuszka.

Other Records in to-morrow's ad. Come every day and hear the new ones.

*The Corley Company*  
Successors Cable Piano Co.  
Mad. 2886. 213 E. Broad.

ally here to-night. In part he said: "The Democratic party was in power for more than sixty years, and in that time wrote more tariff bills than the Republican party has ever written, and there was not a free trade tariff in the list. No power was ceded by the States to the Federal government that was so great and necessary as the power of taxation. As this power is most necessary, it is likewise the most dangerous, for with the power to tax goes the power to destroy."

"The Democratic party is in favor of revising the tariff through the representatives of the people. This method was good enough in Thomas Jefferson's time."

### Something Besides Business.

Roundup, Mont., Oct. 28.—Governor Thomas H. Marshall, Democratic candidate for Vice-President, wound up his campaign in Montana with speeches late to-day at Mariaville and Roundup. He commended the man who lives for business only.

"My quarrel in this campaign," said Governor Marshall, "is not with the business man, big or little, simply because he happens to be a business man, but there is no menace to the country's welfare so disastrous as the business man who sacrifices every interest of the republic in order to advance his personal business affairs."

"I know of no character, commercial or otherwise, so petty as that of a man who sacrifices thousands of hundreds of thousands of dollars, he will sacrifice deliberately the best interests of his fellow countrymen and the interest of his own offspring in the pursuit of dollars."

"This is the type of man whose pernicious activity in governmental affairs is speeding the republic to a crisis that means revolution. Whether the revolution will be peaceful or otherwise I am not here to say. But the business man who lives for business and nothing else must go. This nation does not want him."

A heavy snowstorm throughout Montana reached this city on Saturday at several points.

### Making Final Plans.

New York, October 28.—Members of the Democratic National Campaign Committee met here to-day with Chairman Willis F. McCombe to make arrangements for the final week of the campaign. Charles R. Crane, of the Chicago headquarters, and Robert Hudspeth, of New Jersey, and William Saunders, of Delaware, and Representative McGillicuddy, of Maine, all members of the Democratic National Committee, were present.

### Englishman in Clever.

New York, October 28.—Eddie Moran, the English bantam, was too clever for Eddie O'Keefe, of Philadelphia, in a ten-round bout at Madison Square Garden to-night. The Englishman used a left jab to good effect, outpointing O'Keefe in almost every round.

### KILLED BETWEEN CARS.

J. B. Casper, prominent Norton citizen, died instant death.

### [Special to The Times-Dispatch.]

Norton, Va., October 28.—J. B. Casper, an employee of the Norfolk and Western yard here, and one of the oldest citizens of Norton, was killed to-day almost instantly between two cars. He was adjusting something near a coupler, when the yard engine moved up suddenly with another car and struck him. Mr. Casper was a man of considerable property, and had been known as one of the best and most substantial men of the town. He survived by his wife and by a son, R. E. Casper, chief clerk of the Stonegas Coal and Coke Company.

### [Special to The Times-Dispatch.]

Bristol, Va., October 28.—Harry Brady, the young steward of Hotel Bristol, was put on trial in the Corporation Court to-day on the charge of having murdered Robert Weaver, a colored boy, whom he shot to death in the hotel dining-room on Sunday morning, September 21. The prosecution rested this evening, after having called a number of witnesses, mostly colored servants, who testified that Brady was the aggressor, and shot Weaver down when the latter was not in a position to defend himself. Brady's plea will be self-defense, and he is expected to testify that a broken water bottle found on the floor was in Weaver's hand, who was endeavoring to strike him with it when the fatal shot was fired.

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## BURGLAR MAKES GOOD HIS ESCAPE

With Drawn Pistol He Frightens Women of House and Gets Away With Booty.

[Special to The Times-Dispatch.] Norfolk, Va., October 28.—With pistol drawn and the servants and women of the house fleeing before him, a burglar, after rifling trunks and bureau drawers in the second-floor bedrooms, got away from the home of E. A. Hitchings, 105 York Street, this afternoon with jewelry and money aggregating in value more than \$300. The presence of the burglar was discovered by one of the servants, who found him standing in the hall, partly screened from view by a curtain, evidently waiting for an opportunity to escape. He drew his gun and leveled it at the head of the servant, who gave the alarm through the house, causing all the women folks to flee. The intruder made his escape.

### Express in Fatal Collision.

Toronto, October 28.—The Canadian Pacific Railway's Chicago Express, which left Toronto at 5 o'clock this afternoon, collided head-on near Streetsville with a train bringing Toronto troops home from a sham fight. Two privates of the Twenty-eighth Regiment were killed and thirty-six persons injured, according to late reports from the scene of the wreck.

Some miscreant, supposedly a small boy, gained an entrance to the Stockton Street Baptist Church late Sunday night or early yesterday morning and did considerable damage. The discovery was made yesterday afternoon by Rev. T. Haley, pastor of the church, who, on entering the building, was astonished to find the entire lower floor completely under water.

A number was called in, and on investigation showed that the valve connecting the supply pipe to the large baptismal pool had been opened. The pool overflowed and the water flooded the floor. The damage to the walls, carpet and furniture will reach a large sum. The entrance was made through a small window in the basement.

### Negro Arrested for Burglary.

Charged with burglary in the night time, Eddie Pegram, colored, was yesterday morning placed under arrest at his home, 32 West Twenty-second Street, by Officers Dunne and Weyman. Pegram is suspected of smashing a window at Moore & Burke, 2115 Hull Street, and stealing therefrom several quarts of whiskey.

The alleged offense was committed early yesterday morning. Two witnesses saw the window broken. They notified the police, who got down to the work, and in four hours had Pegram under arrest as a suspect. He was taken before the men, one white and the other colored, who without hesitation identified him.

Justice H. A. Maurice has set the date for the preliminary hearing for next Tuesday morning.

### Justice Has Large Docket.

Petty offenders, numbering almost a score, yesterday morning faced Justice H. A. Maurice in Police Court, Part II. A harvest of small currency, the like of which has not been seen in the court for many moons, was garnished. More than \$100 was collected. "Crab proved the downfall of the majority. On this charge James Nunnally, Robert Henderson, Cleveland Claude, George Merriam, James Daves, Clarence Moore, James W. O'Neill, J. W. Saunders and George Vial, young white men, paid the customary \$5 and costs. Samuel McKnight, Nat Hawkins and Noah Saunders, all colored, paid a like sum. J. W. Newman, A. H. Sergeant and J. S. Jones, charged with disorderly conduct and with fighting on the street, were assessed \$5 and costs. J. M. McCullough and Lillian Simonson, colored, were taxed the same amount for the same offense.

Sara Dorset, who in a state of intoxication wandered into the Third Station and created a disorder, was fined \$10 and costs. Found With Mail Service.

Residents of the suburbs of Woodland Heights and Forest Hill are completely astounded with the service recently rendered them. Many letters praising the innovation have been received by L. B. Lloyd, superintendent of Manchester station of the post-office, through which the mail comes. In a very short time several mail boxes will be installed in centrally located places. By courtesy of the carriers many letters are now taken at the doors, but this is not entirely satisfactory, and as many persons cannot wait for the carrier it is a great inconvenience.

Charged With Stealing.

Fannie Kitchen, colored, a domestic employed in the family of W. L. Chestnut, 102 Perry Street, was taken into custody yesterday on a warrant in which she is charged with the theft of a revolver, cuff buttons and other personal effects. The girl, who is fifteen years of age, is a North Carolinian, and has only been living on the Southside a short time. She is being held in a hearing this morning in Police Court, Part II.

Funeral of John E. Peters.

The funeral of John E. Peters, who Satur-

day night killed himself in a fit of rage, was held yesterday from the home of his father, Charles Peters, 25 East Fourth Street. The services were conducted by Rev. J. T. Haley, pastor of the Stockton Street Baptist Church. The pall-bearers were selected from Davis Council, No. 2, Jr. O. U. A. M., of which young Peters was a member. The burial was in Maury Cemetery.

### South Richmond Bureau.

The Times-Dispatch.  
105 Hull Street.  
Phone Madison 115.

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### Did Not Like Camp.

Before he had hit a lick of work, William Jackson, colored, sent to the roads for six months, yesterday morning took "French" leave from camp No. 3, in Chesterfield County. The man had just been received from the State Penitentiary, and had not yet been assigned to work.

A general alarm was sent out at once. A reception in honor of the twentieth anniversary of the organization, provided. Thirty-five new members were added to the organization.

### To Hear Suit To-day.

The suit of W. W. Purcell, Jr., against A. C. Case will be heard this morning in Hustings Court, Part II, by Judge Ernest H. Wells. The plaintiff is represented by R. H. Tracy.

### Will Celebrate Anniversary.

Mr. and Mrs. Charles T. Jones, of 14th Porter Street, have issued invitations to a reception in honor of the twentieth anniversary of their marriage. The event will be celebrated Friday night from 8:30 to 12 o'clock.

### Again Table Petition.

The petition of the Virginia Railway and Power Company, which is seeking permission to extend the Hull Street line into the county, was again tabled by the Chesterfield Board of Supervisors, who met yesterday morning at Chesterfield Courthouse. The proposition has been hanging fire for three months.

### Personal Mention.

J. G. Smoak, of Gordonsville, is visiting his brother, T. J. Smoak. Mrs. P. Branch, of Norfolk, is the guest of Mrs. J. W. Brough, Jr. Miss Mary Hill is visiting her cousin, Dr. R. G. Hill.

### McNeill-Keen.

[Special to The Times-Dispatch.] Rocky Mount, Va., October 28.—A telegram received here to-day announced the marriage of Mrs. Fannie Keen, daughter of County Treasurer P. D. Divers, to R. L. McNeill, assistant treasurer. The ceremony took place this morning in Richmond, where Mrs. Keen was on a visit to her brother, C. P. Divers, of Barton Heights, and Mrs. McNeill left immediately for Washington.

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